



PUBLIC NOTICE

US Army Corps
of Engineers
New York District
Jacob K. Javits Federal Building
New York, N.Y. 10278-0090
ATTN: Regulatory Branch

In replying refer to:
Public Notice Number: 2005-00889-YN
Issue Date: May 5, 2006
Expiration Date: June 5, 2006

To Whom It May Concern:

The New York District, Corps of Engineers has received an application for a Department of the Army permit pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

APPLICANT: The Landings at Schroon Lake Homeowners Association
P.O. Box 302
Guilderland, NY 12084

ACTIVITY: Dredge with upland disposal

WATERWAY: Schroon Lake, Hudson River Basin

LOCATION: Town of Schroon, Warren County, New York.

A detailed description and plans of the applicant's activity are enclosed to assist in your review.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

ALL COMMENTS REGARDING THE PERMIT APPLICATION MUST BE PREPARED IN WRITING AND MAILED TO REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE, otherwise, it will be presumed that there are no objections to the activity.

Any person may request, in writing, before this public notice expires, that a public hearing be held to collect information necessary to consider this application. Requests for public hearings shall state, with

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particularity, the reasons why a public hearing should be held. It should be noted that information submitted by mail is considered just as carefully in the permit decision process and bears the same weight as that furnished at a public hearing.

Our preliminary determination is that the activity for which authorization is sought herein is not likely to affect any Federally endangered or threatened species or their critical habitat. However, pursuant to Section 7 of the Endangered Species Act (16 U.S.C. 1531), the District Engineer is consulting with the appropriate Federal agency to determine the presence of and potential impacts to listed species in the project area or their critical habitat.

Based upon a review of the latest published version of the National Register of Historic Places, there are no known sites eligible for, or included in, the Register within the permit area. Presently unknown archeological, scientific, prehistorical, or historical data may be lost by work accomplished under the required permit.

The Schroon River appears on the U.S. Department of the Interior, National Park Service's "Final List of Rivers", which lists rivers that have been identified as meeting the minimum criteria for further study and/or potential inclusion into the National Wild and Scenic Rivers System. Our preliminary determination is that the activity will not have an adverse affect on the wild and scenic qualities of the river. However, we will coordinate with the National Park Service for a final determination.

Reviews of activities pursuant to Section 404 of the Clean Water Act will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 (b) of the Clean Water Act and the applicant will obtain a water quality certificate or waiver from the appropriate state agency in accordance with Section 401 of the Clean Water Act prior to a permit decision.

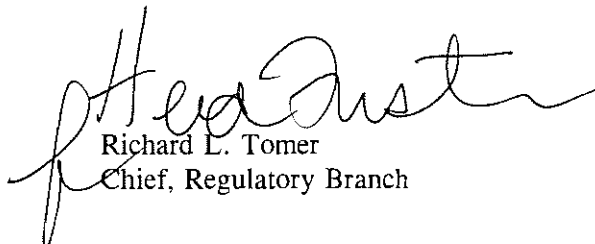
In addition to any required water quality certificate the applicant has obtained or requested the following governmental authorization for the activity under consideration:

Article 15 Title 5 Excavation and Fill in Navigable Waters from the New York State Department of Environmental Conservation

Adirondack Park Agency

It is requested that you communicate the foregoing information concerning the activity to any persons known by you to be interested and who did not receive a copy of this notice. If you have any questions concerning this application, you may contact this office at (518) 273-7420 and ask for Kevin Bruce.

For more information on New York District Corps of Engineers programs, visit our website at <http://www.nan.usace.army.mil>



Richard L. Tomer
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

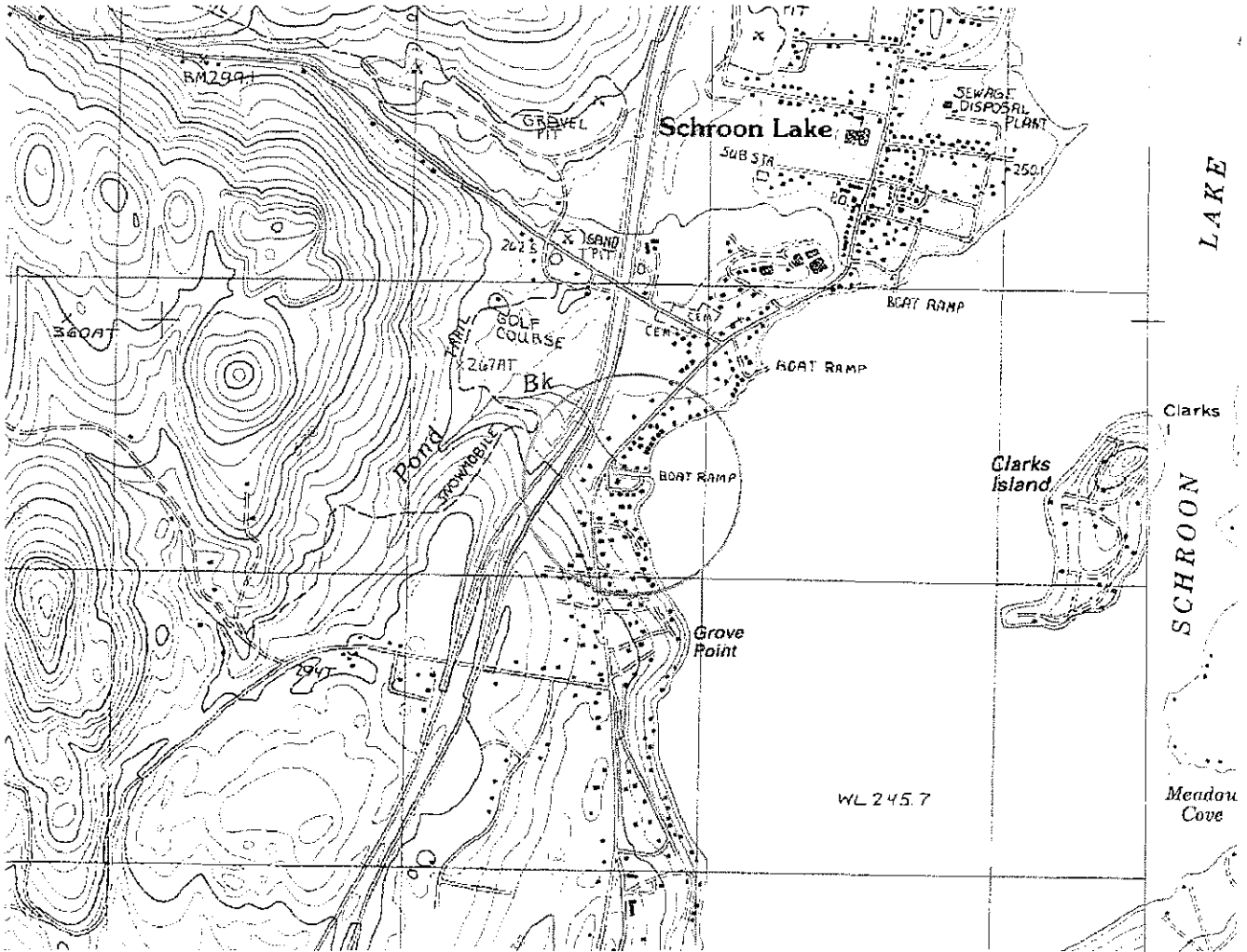
The applicant, The Landings at Schroon Lake Homeowners Association, has requested Department of the Army authorization to dredge with upland disposal to facilitate boat access to an existing marina and to create a small sediment retention basin. The site is located in the Town of Schroon, Essex County, New York.

The marina and proposed sediment retention basin are located within a cove that was previously constructed within Horseshoe Pond Brook, a tributary to Schroon Lake, prior to the construction of the existing residential community known as "The Landings". During the initial construction of the "The Landings", approximately 1,500 cubic yards of materials were excavated from the pre-existing boat basin under a New York State Department of Environmental Conservation (NYSDEC) permit, which expired on October 1, 2001. No Department of the Army permit records exist for any previous work.

The proposed work would involve dredging approximately 550 cubic yards of sediment, consisting mostly of sandy silt and gravel, from an area measuring approximately 50 feet wide by 300 feet long below the Ordinary High Water Mark (OHWM) of the lake. Some vegetated shallows may exist within the dredge area in the vicinity of the docks. Components of the work include the excavation of approximately 400 cubic yards of sediment from the boat docking area to restore boat access and the excavation of approximately 150 cubic yards of sediment where the brook enters the cove, to create a small sediment retention basin on the lake bed. The purpose of the sediment basin is to retain road sand carried into the brook from the state highway and sediment from natural stream erosion of the brook. The applicant proposes to clean the basin as-needed when its storage capacity has been reduced to less than 1/2 its original volume. After the basin is constructed, approximately 20 cubic yards of riprap would be discharged along the west bank, below the OHWM, for slope protection.

The work would be conducted using a long-reach excavator operating from the bank. A turbidity curtain would be suspended by floats across the mouth of the cove to protect water quality. Although the main dock would remain in place, the finger docks would be removed for dredging. Dredged materials would initially be deposited into dewatering areas located on the bank, where return flow would enter the cove within the area contained by the turbidity curtain. After sufficient dewatering, the materials would be loaded onto dump trucks and deposited onto an upland area on the southeast portion of the property.

The stated purpose of this project is to restore boat access to an existing marina and to create a small sediment retention basin.



Permit No.: 2005-00889-YN
 Applicant: The Landings at Schroon Lake
 Sheet 1 of 5

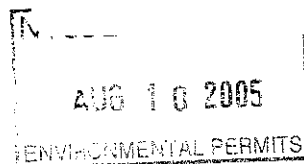
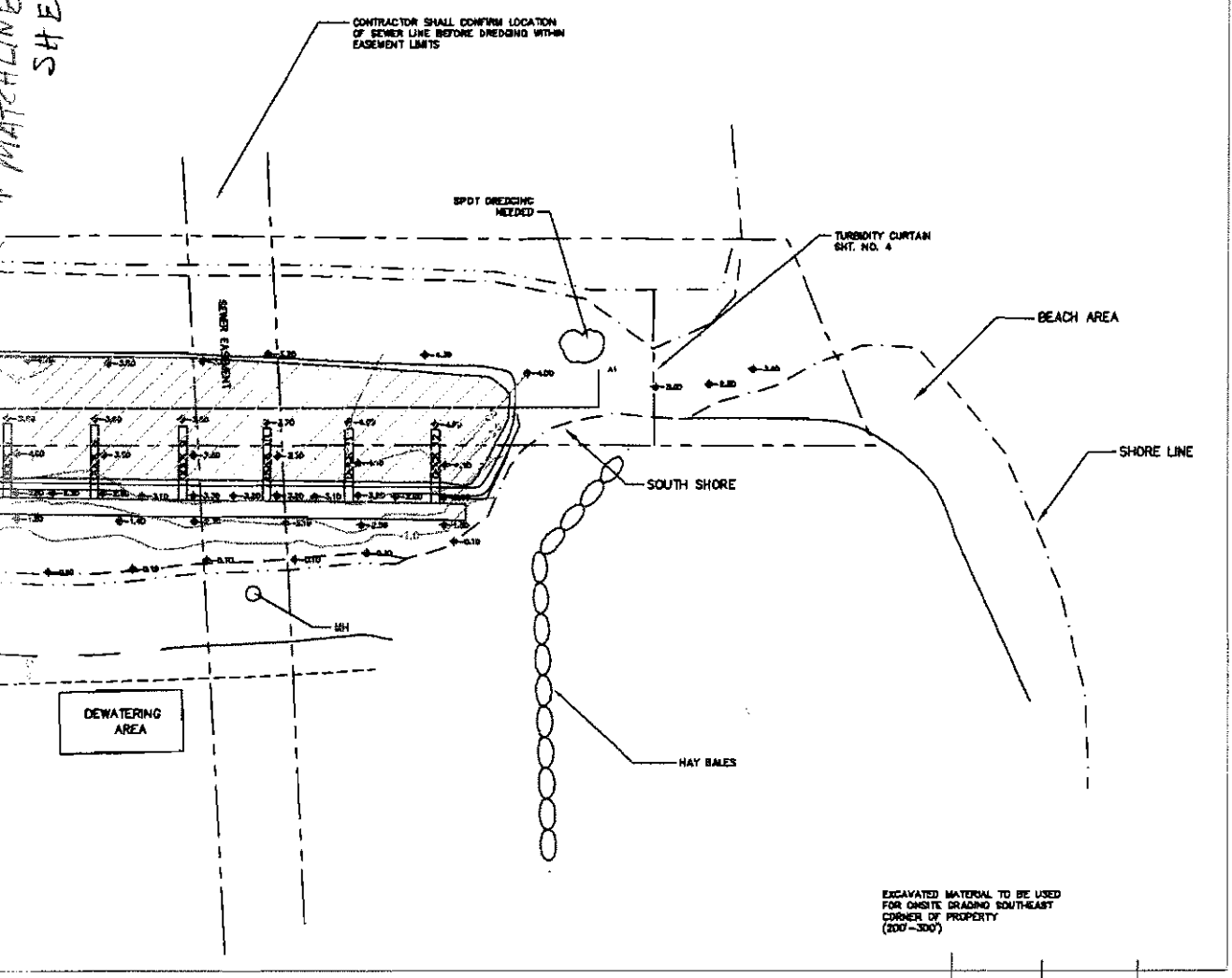


FIGURE 1

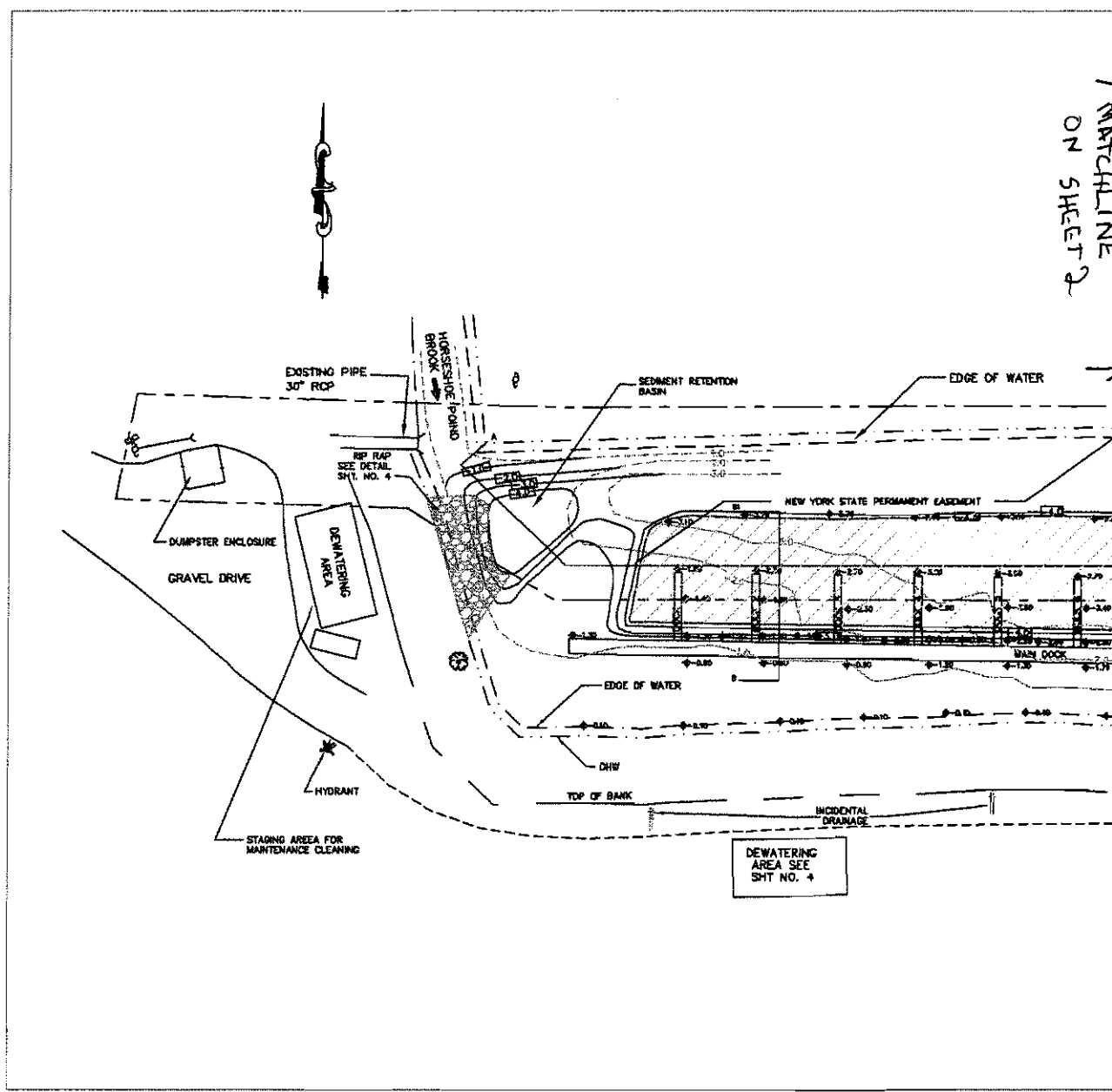
MATCHLINE ON SHEET 3



Permit No.: 2005-00889-XN
 Applicant: The Landings at Schroon Lake Homeowners
 Sheet 2 of 5

DREDGING SCHROON LAKE ENGINEERING Environmental Schroon Park N.Y. 12966	CHECKED	DATE	GRADING PLAN				SHEET NO. 2
	DESIGN ENGINEER						
	PROJECT ENGINEER	D. A. M.	6/19/05	THE LANDINGS AT SCHROON LAKE			
	PROJECT MANAGER			TOWN OF SCHROON ESSEX COUNTY N.Y.			
	APPROVED	DATE	DRAWN	P.H.	DATE	6/19/05	REVISION DATE
	APPROVED	DATE APPROVED	SCALE	1" = 20'	JOB NO.	LASHA	FILE NAME

1 MATCHLINE
ON SHEET 2



LEGEND

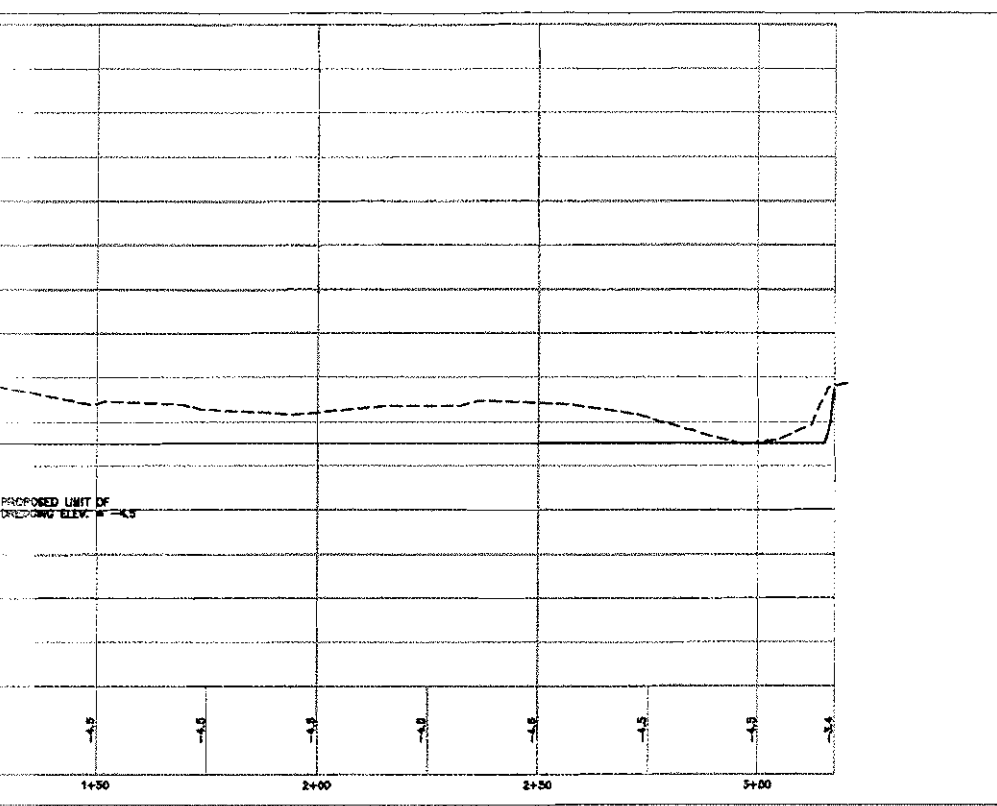
- WATER DEPTH CONTOUR
- ESTIMATED WATER DEPTH
- ORDINARY HIGH WATER
- EDGE OF WATER
- TREE
- PROPOSED WATER DEPTH
- AREA TO BE DREDGED

Permit No.: 2005-00889-YN
Applicant: The Landings at Schroeon Lake
Sheet 3 of 5 Homeowners

UNAUTHORIZED ALTERATION OR ADDITION TO THIS DRAWING IS A VIOLATION OF SECTION 7209, SUBDIVISION 2 OF THE NEW YORK STATE EDUCATION LAW

NO.	DATE	APPROVAL
1	5/29/05	REVISED RETENTION BASIN
2	3/11/06	MATCH AREA TO BE DREDGE

EXTENT OF
THE LANDINGS AT
MYERS ENGINEERING
Civil - Geotechnical
12 Via Delmar



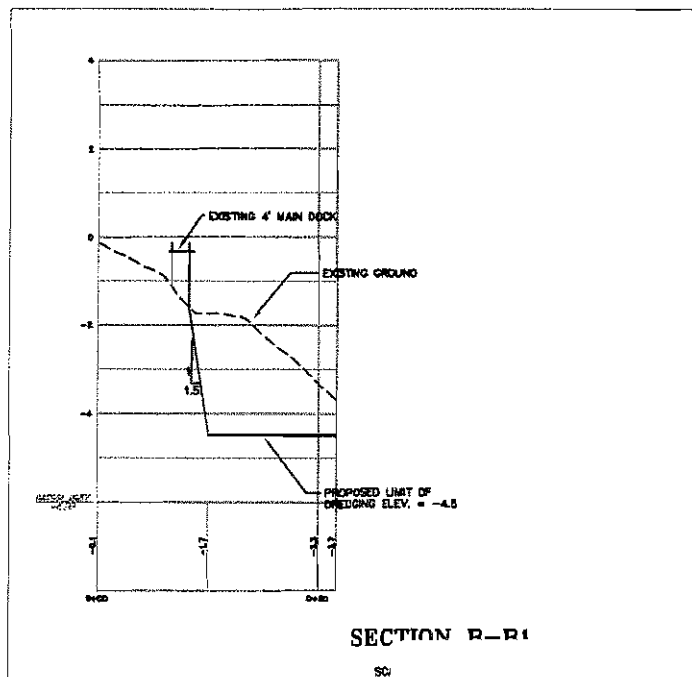
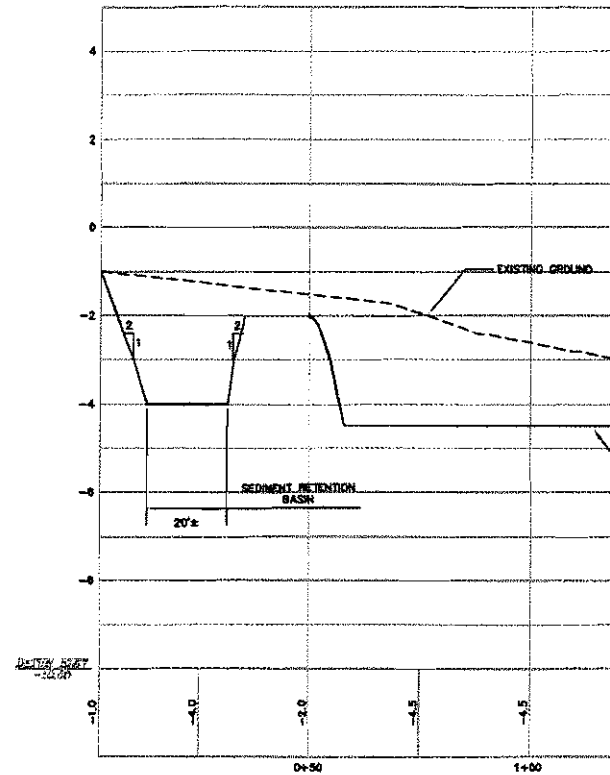
SECTION A-A1

SCALE H 1" = 20'
V 1" = 2'

SEE MATCHLINE on Sheet 5

Permit No.: 2005-00889-YN
 Applicant: The Landings at Schroon Lake Homeowners Assn.
 Sheet 4 of 5

DREDGING SCHROON LAKE ENGINEERING - Environmental P.O. Box 12006, Schroon Park N.Y. 12086	DRAWN	DATE	SECTIONS THE LANDINGS AT SCHROON LAKE TOWN OF SCHROON ESSEX COUNTY N.Y.			PERMIT NO. 3
	ENGINE NUMBER					REV. NO. 3
	PROJECT NUMBER	D. A. M.	6/19/05			
	PROJECT NUMBER					
	APPROVED	DATE	DRAWN P.H.	DATE 6/19/05	REVISION DATE	SHEET 3 OF 4
	APPROVED	DATE APPROVED	SCALE 1" = 20'	JOB NO. LASHA	FILE NAME	



Permit No.: 2005-00889-XN
Applicant: The Landwigs at Schreer Lake Homeowners
Sheet 5 of 5 EXTENT OF

EXTENT OF LANDINGS

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OF SECTION 7209, SUBDIVISION 2 OF THE NEW YORK STATE EDUCATION LAW

MYERS E
Civil - Georgia
10 Via Nevada